

GOLDSTEIN ISAACSON, PC

Andrew J. Goldstein (AG-1750)
100 Morris Avenue, 3rd Floor
Springfield, New Jersey 07081
Telephone No. (973) 258-0500
Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

Lakeland Bank, a New Jersey Charter
State Bank, with its principal place of
business at 250 Oak Ridge Road,
Oak Ridge, New Jersey 07438,

Civil Action No. 07-CIV-6823

Plaintiff,

**REQUEST FOR ENTRY
OF DEFAULT AGAINST EDWIN
AND RITA RYBACKI, IN PERSONAM**

-vs-
TAYLOR BABY in rem,
EDWIN RYBACKI, in personam,
RITA RYBACKI, in personam, and
MARC RYBACKI, in personam

Defendants.

The Summons and Complaint were served upon the defendants Edwin and Rita Rybacki, by a process server on October 17, 2007. (See proof of service and letter to defendants giving further notice of action pending, annexed hereto). No extension of time has been granted or responsive pleading received.

WHEREFORE, it is requested that default be hereby entered against the defendants, Edwin and Rita Rybacki, in personam, with costs and attorney fees.


ANDREW J. GOLDSTEIN, ESQ.

Dated: 01/03, 2008

STATE COURT OF THE S E/CITY OF NEW YORK
 COUNTY OF: SOUTHERN NY ATTORNEY: ANDREW J. GOLDSTEIN, ESQ.

20070907162831

LAKELAND BANK
 - against -
 TAYLOR BABY, ET AL

Petitioner(s)
 Plaintiff(s)
 Respondent(s)
 Defendant(s)

AFFIDAVIT
 OF SERVICE

INDEX#
 07 CIV 6823

STATE OF: NEW JERSEY - COUNTY OF: UNION ss:

MALGORZATA SLADEK, being duly sworn deposes and says deponent is not a party to this action, is over the age of 18 and resides in NY. That on date/time: 10/17/2007 08:00PM, at 2848 LINDALE STREET WANTAGH NY deponent served the within: SUMMONS AND COMPLAINT, WARRANT FOR ARREST

Summons, Spanish summons & complaint, the language required by NRCRR 2900.2(e), (f) & (h) was set forth on the face of the summons(es)

On: RITA RYBACKI

Defendant Respondent Witness (hereinafter called the recipient) therein named.

INDIVIDUAL
 A
 ARREST

By personally delivering to and leaving with said RITA RYBACKI and that he knew the person so served to be the person mention and described in said SUMMONS AND COMPLAINT, WARRANT FOR

CORPORATION
 B

By delivering to and leaving with _____ at _____ and that he knew the person so served to be the SON _____ of the corporation.

SUITABLE
 AGE PERSON
 C

Service was made in the following manner after your deponent was unable with due diligence to serve the defendant in person: By delivering a true copy thereof to and leaving with MARC RYBACKI a person of suitable age and discretion at 2848 LINDALE STREET WANTAGH NY the said premises being the recipient's Dwelling/Usual place of abode Actual place of business within the State of New York.

AFFIXING TO
 DOOR, ETC.
 D

By affixing a true copy thereof to the door of said premises, the same being the recipient's Dwelling/Usual place of abode Actual place of business within the State of New York. Deponent had previously attempted to serve the above named recipient on/at: 1. 09/10/2007 07:40PM 2. _____ 3. _____ Deponent spoke with _____ who stated to deponent that the said recipient(s) lived at the aforementioned address, but did not know recipient's place of employment.

MAILING TO
 RESIDENCE
 E
 Use with C or D

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient to recipient's last known residence at 2848 LINDALE STREET WANTAGH NY and deposited said envelope in an official repository under the exclusive care and custody of the US Postal Service within New York State on 10/17/2007.

MAILING TO
 BUSINESS
 E2
 Use with C or D

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient to recipient's actual place of business at _____ in an official repository under the exclusive care and custody of the US Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient and mailed on 10/17/2007.

F

DEPONENT STATES THAT THE INDEX # AND FILING DATE WERE CLEARLY VISIBLE ON THE SUMMONS.
 DESCRIPTION OF THE RECIPIENT OR OTHER PERSON SERVED OR SPOKEN TO ON BEHALF OF THE RECIPIENT IS AS:

VOID WITHOUT
 DESCRIPTION
 Use with A,B,C,D

<input type="checkbox"/> Male	<input type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14 - 20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21 - 35 Yrs.	<input type="checkbox"/> 5'0" - 5'3"	<input type="checkbox"/> 100 - 130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Moustache	<input type="checkbox"/> 36 - 50 Yrs.	<input type="checkbox"/> 5'4" - 5'8"	<input type="checkbox"/> 131 - 160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51 - 65 Yrs.	<input type="checkbox"/> 5'9" - 6'0"	<input type="checkbox"/> 161 - 200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs.	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 Lbs.

Other identifying features: _____

WITNESS FEE
 G

Witness fee of \$0 the authorizing traveling expenses and one day's witness fee: was paid (tendered) to the recipient was mailed to the witness with subpoena copy.

MILITARY
 SERVICE
 X

I asked the person spoken to whether defendant was in active military service of the United States or of the state of New York in any capacity whatsoever and received a negative reply. Defendant wore civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated.

Subscribed and Sworn to me this

17 day of October, 2007

Notary Signature: JANIRA SANTIAGO VELEZ

Name of Notary NOTARY PUBLIC OF NEW JERSEY
 My Commission Expires April 24, 2012

I, MALGORZATA SLADEK, was at the time of service a competent adult not having a direct interest in the litigation. I declare under penalty of perjury that the foregoing is true and correct.

Malgorzata Sladek
 Signature of Process Server 10/17/2007 Date

RR

FC

JUSTICE COURT OF THE S E/CITY OF NEW YORK
COUNTY OF: SOUTHERN NY ATTORNEY: ANDREW J. GOLDSTEIN, ESQ.

20070907162727

LAKELAND BANK
- against -
TAYLOR BABY, ET AL

Petitioner(s)
Plaintiff(s)
Respondent(s)
Defendant(s)

AFFIDAVIT
OF SERVICE

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Summons, Spanish summons & complaint, the language required by NRCRR 2900.2(e), (f) & (h) was set forth on the face of the summons(es)

On: EDWIN RYBACKI

Defendant Respondent Witness (hereinafter called the recipient) therein named.

INDIVIDUAL

A B C D E F G H I J K L M N O P Q R S T U V W X Y Z ARREST

By personally delivering to and leaving with said EDWIN RYBACKI and that he knew the person so served to be the person mention and described in said SUMMONS AND COMPLAINT, WARRANT FOR ARREST

CORPORATION

B C D E F G H I J K L M N O P Q R S T U V W X Y Z ARREST

By delivering to and leaving with _____ at _____ and that he knew the person so served to be the SON _____ of the corporation.

SUITABLE

AGE PERSON

C D E F G H I J K L M N O P Q R S T U V W X Y Z ARREST

Service was made in the following manner after your deponent was unable with due diligence to serve the defendant in person: By delivering a true copy thereof to and leaving with MARC RYBACKI a person of suitable age and discretion at 2848 LINDALE STREET WANTAGH NY the said premises being the recipient's Dwelling/Usual place of abode Actual place of business within the State of New York.

AFFIXING TO
DOOR, ETC.

D E F G H I J K L M N O P Q R S T U V W X Y Z ARREST

By affixing a true copy thereof to the door of said premises, the same being the recipient's Dwelling/Usual place of abode Actual place of business within the State of New York. Deponent had previously attempted to serve the above named recipient on/at: 1. 09/10/2007 07:40PM 2. _____ 3. _____ Deponent spoke with _____ who stated to deponent that the said recipient(s) lived at the aforementioned address, but did not know recipient's place of employment.

MAILING TO
RESIDENCE

E1 E2 E3 E4 E5 E6 E7 E8 E9 E10 E11 E12 E13 E14 E15 E16 E17 E18 E19 E20 E21 E22 E23 E24 E25 E26 E27 E28 E29 E30 E31 E32 E33 E34 E35 E36 E37 E38 E39 E40 E41 E42 E43 E44 E45 E46 E47 E48 E49 E50 E51 E52 E53 E54 E55 E56 E57 E58 E59 E60 E61 E62 E63 E64 E65 E66 E67 E68 E69 E70 E71 E72 E73 E74 E75 E76 E77 E78 E79 E80 E81 E82 E83 E84 E85 E86 E87 E88 E89 E90 E91 E92 E93 E94 E95 E96 E97 E98 E99 E100 E101 E102 E103 E104 E105 E106 E107 E108 E109 E110 E111 E112 E113 E114 E115 E116 E117 E118 E119 E120 E121 E122 E123 E124 E125 E126 E127 E128 E129 E130 E131 E132 E133 E134 E135 E136 E137 E138 E139 E140 E141 E142 E143 E144 E145 E146 E147 E148 E149 E150 E151 E152 E153 E154 E155 E156 E157 E158 E159 E160 E161 E162 E163 E164 E165 E166 E167 E168 E169 E170 E171 E172 E173 E174 E175 E176 E177 E178 E179 E180 E181 E182 E183 E184 E185 E186 E187 E188 E189 E190 E191 E192 E193 E194 E195 E196 E197 E198 E199 E200 E201 E202 E203 E204 E205 E206 E207 E208 E209 E210 E211 E212 E213 E214 E215 E216 E217 E218 E219 E220 E221 E222 E223 E224 E225 E226 E227 E228 E229 E230 E231 E232 E233 E234 E235 E236 E237 E238 E239 E240 E241 E242 E243 E244 E245 E246 E247 E248 E249 E250 E251 E252 E253 E254 E255 E256 E257 E258 E259 E260 E261 E262 E263 E264 E265 E266 E267 E268 E269 E270 E271 E272 E273 E274 E275 E276 E277 E278 E279 E280 E281 E282 E283 E284 E285 E286 E287 E288 E289 E290 E291 E292 E293 E294 E295 E296 E297 E298 E299 E300 E301 E302 E303 E304 E305 E306 E307 E308 E309 E310 E311 E312 E313 E314 E315 E316 E317 E318 E319 E320 E321 E322 E323 E324 E325 E326 E327 E328 E329 E330 E331 E332 E333 E334 E335 E336 E337 E338 E339 E340 E341 E342 E343 E344 E345 E346 E347 E348 E349 E350 E351 E352 E353 E354 E355 E356 E357 E358 E359 E360 E361 E362 E363 E364 E365 E366 E367 E368 E369 E370 E371 E372 E373 E374 E375 E376 E377 E378 E379 E380 E381 E382 E383 E384 E385 E386 E387 E388 E389 E390 E391 E392 E393 E394 E395 E396 E397 E398 E399 E400 E401 E402 E403 E404 E405 E406 E407 E408 E409 E410 E411 E412 E413 E414 E415 E416 E417 E418 E419 E420 E421 E422 E423 E424 E425 E426 E427 E428 E429 E430 E431 E432 E433 E434 E435 E436 E437 E438 E439 E440 E441 E442 E443 E444 E445 E446 E447 E448 E449 E450 E451 E452 E453 E454 E455 E456 E457 E458 E459 E460 E461 E462 E463 E464 E465 E466 E467 E468 E469 E470 E471 E472 E473 E474 E475 E476 E477 E478 E479 E480 E481 E482 E483 E484 E485 E486 E487 E488 E489 E490 E491 E492 E493 E494 E495 E496 E497 E498 E499 E500 E501 E502 E503 E504 E505 E506 E507 E508 E509 E510 E511 E512 E513 E514 E515 E516 E517 E518 E519 E520 E521 E522 E523 E524 E525 E526 E527 E528 E529 E530 E531 E532 E533 E534 E535 E536 E537 E538 E539 E540 E541 E542 E543 E544 E545 E546 E547 E548 E549 E550 E551 E552 E553 E554 E555 E556 E557 E558 E559 E560 E561 E562 E563 E564 E565 E566 E567 E568 E569 E570 E571 E572 E573 E574 E575 E576 E577 E578 E579 E580 E581 E582 E583 E584 E585 E586 E587 E588 E589 E590 E591 E592 E593 E594 E595 E596 E597 E598 E599 E600 E601 E602 E603 E604 E605 E606 E607 E608 E609 E610 E611 E612 E613 E614 E615 E616 E617 E618 E619 E620 E621 E622 E623 E624 E625 E626 E627 E628 E629 E630 E631 E632 E633 E634 E635 E636 E637 E638 E639 E640 E641 E642 E643 E644 E645 E646 E647 E648 E649 E650 E651 E652 E653 E654 E655 E656 E657 E658 E659 E660 E661 E662 E663 E664 E665 E666 E667 E668 E669 E670 E671 E672 E673 E674 E675 E676 E677 E678 E679 E680 E681 E682 E683 E684 E685 E686 E687 E688 E689 E690 E691 E692 E693 E694 E695 E696 E697 E698 E699 E700 E701 E702 E703 E704 E705 E706 E707 E708 E709 E710 E711 E712 E713 E714 E715 E716 E717 E718 E719 E720 E721 E722 E723 E724 E725 E726 E727 E728 E729 E730 E731 E732 E733 E734 E735 E736 E737 E738 E739 E740 E741 E742 E743 E744 E745 E746 E747 E748 E749 E750 E751 E752 E753 E754 E755 E756 E757 E758 E759 E760 E761 E762 E763 E764 E765 E766 E767 E768 E769 E770 E771 E772 E773 E774 E775 E776 E777 E778 E779 E780 E781 E782 E783 E784 E785 E786 E787 E788 E789 E790 E791 E792 E793 E794 E795 E796 E797 E798 E799 E800 E801 E802 E803 E804 E805 E806 E807 E808 E809 E810 E811 E812 E813 E814 E815 E816 E817 E818 E819 E820 E821 E822 E823 E824 E825 E826 E827 E828 E829 E830 E831 E832 E833 E834 E835 E836 E837 E838 E839 E840 E841 E842 E843 E844 E845 E846 E847 E848 E849 E850 E851 E852 E853 E854 E855 E856 E857 E858 E859 E860 E861 E862 E863 E864 E865 E866 E867 E868 E869 E870 E871 E872 E873 E874 E875 E876 E877 E878 E879 E880 E881 E882 E883 E884 E885 E886 E887 E888 E889 E890 E891 E892 E893 E894 E895 E896 E897 E898 E899 E900 E901 E902 E903 E904 E905 E906 E907 E908 E909 E910 E911 <input

GOLDSTEIN ISAACSON, PC

ATTORNEYS AT LAW

100 MORRIS AVENUE

TEL: (973) 258-0500

3rd FLOOR

FAX: (973) 258-0707

SPRINGFIELD, NEW JERSEY 07081

WWW.GOLDISAAC.COM

October 30, 2007

Via Certified Mail and Regular Mail

Rita Rybacki
 3248 Lindale Street
 Wantagh, New York 11793

Re: **Lakeland Bank v. Edwin & Rita Rybacki, et als.**
Civil Action No. 07-CIV-6823

Dear Mrs. Rybacki:

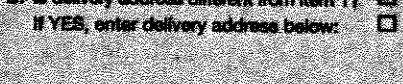
The Summons with Complaint attached was served upon you or a member of your family by a process server on or about October 17, 2007. Your response is due on or before November 6, 2007.

Should you have any questions, please do not hesitate to contact the undersigned.

Very truly yours,



ANDREW J. GOLDSTEIN

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete Items 1, 2, and 3. Also complete Item 4 if restricted delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature</p> <p></p> <p><input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)</p> <p></p> <p>C. Date of Delivery</p> <p>10/26/07</p>	
<p>1. Article Addressed to:</p> <p>Rita Rybacki 3248 Lindale St. Wantagh, NY 11793</p>		<p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p> <p></p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>Article Number <i>(Transfer from service label)</i></p>		<p>7002 2030 0007 1396 7647</p>	

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Via Certified Mail and Regular Mail

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<p>2. Article Number <i>(Transfer from service label)</i></p> <p>7002 2030 0007 1396 7654</p>			